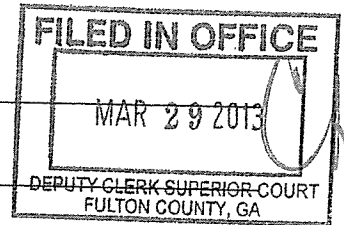


INDICTMENT

Clerk No. \_\_\_\_\_



FULTON SUPERIOR COURT

THE STATE OF GEORGIA

V.

BEVERLY HALL Ct 1, 2, 3, 18  
MILLCENT FEW Ct 1, 19  
SHARON DAVIS-WILLIAMS Ct 1, 6-8  
TAMARA COTMAN Ct 1, 4  
MICHAEL PITTS Ct 1, 5  
CHRISTOPHER WALLER Ct 1, 9-11, 16  
GREGORY REID Ct 1, 9, 14, 15, 17  
SANDRA WARD Ct 1, 9, 11, 12  
STARLETTE MITCHELL Ct 1, 9, 13, 14  
KIMBERLY ODEN Ct 1, 9  
ARMSTEAD SALTERS Ct 1, 20, 21, 23  
SHERIDAN ROGERS Ct 1, 20, -22  
DANA EVANS Ct 1, 24, 25, 28, 31  
ANGELA WILLIAMSON Ct 1, 24, 32, 33, 36  
DERRICK BROADWATER Ct 1, 24, 26, 29, 34  
SHAYLA SMITH Ct 1, 24, 26, 35  
DESSA CURB Ct 1, 27, 30  
LERA MIDDLEBROOKS Ct 1, 37, 39, 40  
SHANI ROBINSON Ct 1, 37  
PAMELA CLEVELAND Ct 1, 37, 43  
DIANE BUCKNER-WEBB Ct 1, 37, 42  
GLORIA IVEY Ct 1, 38, 41  
LISA TERRY Ct 1, 44, 45  
INGRID ABELLA-SLY Ct 1, 44-46  
WENDY AHMED Ct 1, 44, 45, 47  
LUCIOUS BROWN Ct 1, 48, 49  
CAROL DENNIS Ct 1, 48  
TAMEKA GOODSON Ct 1, 48  
TABEEKA JORDAN Ct 1, 50, 51  
CLARIETTA DAVIS Ct 1, 52-54  
DONALD BULLOCK Ct 1, 55-58  
THERESIA COPELAND Ct 1, 60, 61, 62  
SHEILA EVANS Ct 1, 59, 60, 63  
WILLIE DAVENPORT Ct 1, 64, 65  
FRANCIS MACK Ct 1, 65

1: VIOLATION OF RACKETEER INFLUENCED AND  
CORRUPT ORGANIZATIONS ACT,  
O.C.G.A. § 16-14-4(C)  
2: FALSE STATEMENTS AND WRITINGS,  
O.C.G.A. § 16-10-20  
3: THEFT BY TAKING, O.C.G.A. § 16-8-2  
4: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93  
5: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93  
6: FALSE STATEMENTS AND WRITINGS,  
O.C.G.A. § 16-10-20  
7: FALSE STATEMENTS AND WRITINGS,  
O.C.G.A. § 16-10-20  
8: FALSE SWEARING, O.C.G.A. § 16-10-71  
9: FALSE STATEMENTS AND WRITINGS,  
O.C.G.A. § 16-10-20  
10: FALSE STATEMENTS AND WRITINGS,  
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64: FALSE STATEMENTS AND WRITINGS,  
O.C.G.A. § 16-10-20  
65: FALSE STATEMENTS AND WRITINGS,  
O.C.G.A. § 16-10-20

TRUE BILL

March 29, 20 13

David L. Craig  
Grand Jury Foreperson

PAUL L. HOWARD, JR., District Attorney

The Defendant waives copy of  
indictment, list of witnesses,  
formal arraignment and pleads  
\_\_\_\_\_ Guilty.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Attorney for Defendant

\_\_\_\_\_  
Assistant District Attorney

This \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

The Defendant waives copy of  
indictment, list of witnesses,  
formal arraignment and pleads  
\_\_\_\_\_ Guilty.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Attorney for Defendant

\_\_\_\_\_  
Assistant District Attorney

This \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

The Defendant waives copy of  
indictment, list of witnesses,  
formal arraignment and pleads  
\_\_\_\_\_ Guilty.

\_\_\_\_\_  
Defendant

\_\_\_\_\_  
Attorney for Defendant

\_\_\_\_\_  
Assistant District Attorney

This \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_

STATE OF GEORGIA, COUNTY OF FULTON  
IN THE SUPERIOR COURT OF SAID COUNTY

THE GRAND JURORS, selected, chosen and sworn for the County of Fulton, to wit:

- |                                       |                                      |
|---------------------------------------|--------------------------------------|
| 1. Danielle M. Conley, Foreperson     | 14. Kelton, Melissa J.               |
| 2. Ronald J. Greer, Asst. Foreperson  | 15. Lofton, Robert C.                |
| 3. Regina Trolman, Secretary          | 16. Loi, Deborah C.                  |
| 4. Amelia M. Johnson, Asst. Secretary | <del>17. Merrill, Michelle C.</del>  |
| 5. Brown, Jamica B.                   | 18. Nabors, Eric L.                  |
| 6. Craig, Darn P.                     | <del>19. Plant, Alesia T.</del>      |
| <del>7. Cudahy, Kimberly L.</del>     | 20. Rothenberg, Clive B.             |
| <del>8. Fleming, Celestine S.</del>   | 21. Scott, Frederick L.              |
| <del>9. Gonsamer, Stephanie N.</del>  | 22. Trotter, Kelly J.                |
| 10. Graubart, Cynthia S.              | 23. Whitney, Paul J.                 |
| 11. Hall, Annie M.                    | <del>24. Christopher Henry, A1</del> |
| 12. Hand, William L.                  | <del>25. Donald Archibald, A2</del>  |
| 13. Hutchinson, Sandra H.             | <del>26. Margaret Simmons, A3</del>  |



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**COUNT 1: VIOLATION OF GEORGIA RACKETEER INFLUENCED AND CORRUPT  
ORGANIZATIONS ACT, O.C.G.A § 16-14-4 (c)**

in the name and on behalf of the citizens of the State of Georgia, do charge and accuse

**BEVERLY HALL  
MILLICENT FEW  
SHARON DAVIS-WILLIAMS  
TAMARA COTMAN  
MICHAEL PITTS  
CHRISTOPHER WALLER  
GREGORY REID  
SANDRA WARD  
STARLETTE MITCHELL  
KIMBERLY ODEN  
ARMSTEAD SALTERS  
SHERIDAN ROGERS  
DANA EVANS  
ANGELA WILLIAMSON  
DERRICK BROADWATER  
SHAYLA SMITH  
DESSA CURB  
LERA MIDDLEBROOKS**

**PAMELA CLEVELAND  
SHANI ROBINSON  
DIANE WEBB BUCKNER  
GLORIA IVEY  
LISA TERRY  
INGRID ABELLA-SLY  
WENDY AHMED  
LUCIOUS BROWN  
CAROL DENNIS  
TAMEKA GOODSON  
TABEEKA JORDAN  
CLARIETTA DAVIS  
DONALD BULLOCK  
THERESIA COPELAND  
SHEILA EVANS  
WILLIE DAVENPORT  
FRANCIS MACK**

with the offense of **VIOLATION OF RACKETEER INFLUENCED AND CORRUPT ORGANIZATIONS** (“GEORGIA RICO ACT”), O.C.G.A. § 16-14-4 (c), for the said accused together with unindicted coconspirators, in the State of Georgia and County of Fulton, on or between the **31<sup>st</sup> day of May, 2005** and the **1<sup>st</sup> day of December, 2012**, the exact date(s) being unknown to the Grand Jurors at this time, unlawfully conspired and endeavored to acquire and maintain, directly and indirectly, an interest in and control of U.S. Currency, the property of the Atlanta Public School System (“APS”) and the Georgia Department of Education (“GaDOE”) as further specified below, through a pattern of racketeering activity, in violation of **O.C.G.A. § 16-14-4 (a)**, and while employed by and associated with APS, unlawfully conspired and endeavored to conduct and participate in, directly and indirectly, APS through a pattern of racketeering activity, in violation of **O.C.G.A. § 16-14-4 (b)**, as described below and incorporated by reference as if fully set forth herein; contrary to the laws of said State, the good order, peace and dignity thereof;

## DEFINITIONS

**APS:** Atlanta Public School System, formally the “Atlanta Independent School System.” A school system in the City of Atlanta, Fulton County, Georgia.

**AYP:** Adequate Yearly Progress. Part of the No Child Left Behind Act of 2001. AYP is a measure of year-to-year student achievement on statewide assessments. Schools, school districts, and states must demonstrate a certain level of performance on reading, English/language arts, and mathematics assessments. Schools that “meet” AYP for two consecutive years are designated as “Distinguished Schools,” a status that entitles the school to a monetary award. Schools that “do not meet” AYP for two consecutive years in the same subject area are designated as “Needs Improvement” (“NI”) schools. Each year that a school fails to make AYP, its NI status increases, requiring progressively more involved state participation in the school’s management, as follows:

**NI-1:** School must implement a School Improvement Plan and must offer Public School Choice.

**NI-2:** Same as NI-1 and funding for Supplemental Education Services (e.g. after school tutorial programs) must be set aside in the school’s Title I allocation.

**NI-3:** Same as NI-2. A School Corrective Plan must also be put in place to include at least one of the following: replace all or most of the school’s staff, implement a new curriculum, decrease management authority at the school level, hire an outside expert to advise the school, extend the school year/school day, or restructure the school’s internal organizational arrangement.

**NI-4:** Same as NI-3. A School Restructuring Plan must be created to include at least one of the following: reopen the school as a public charter school, replace all or most of the school’s staff, enter into a contract with a private management company to operate the school, or any other major restructuring of the school’s governance arrangement.

**NI-5:** Same as NI-4. The school must implement the Restructuring Plan developed and approved in the previous year.

**NI-6:** Same as NI-5. The GaDOE will conduct a School Performance Review and Needs Assessment. Based on the assessment, the GaDOE makes a recommendation to the State Board of Education and an Improvement Contract is created.

**NI-7:** Same as NI-6. The school must implement the Improvement Contract and the school becomes a Contract-Monitored School Year 1.

**NI-8:** Same as NI-7. The school becomes a Contract-Monitored School Year 2. The GaDOE performs another System Performance Review and Needs Assessment and develops a Management Contract for the school.

**NI-9:** Same as NI-8. The school must implement the Management Contract and becomes a Contract-Managed School Year 1.

**NI-10:** Same as NI-9. The school also becomes a Contract-Managed School Year 2 and must update the Management Contract.

**BRC:** Blue Ribbon Commission. The BRC was created by Beverly Hall and the Atlanta Education Fund, and was authorized by a resolution of the Atlanta Board of Education. The BRC was charged with conducting an independent investigation of Atlanta Public Schools as a result of the state's erasure analysis of APS' spring 2009 CRCT.

**CRCT:** Criterion-Referenced Competency Test. A standardized test used in Georgia as the AYP assessment tool for elementary and middle schools. The CRCT evaluates grades 1-8 in reading, language arts, and mathematics. Grades 3-8 are also tested in science and social studies.

**GaDOE:** Georgia Department of Education. The agency that governs public education in the state of Georgia. The GaDOE manages funding and testing for local educational agencies accountable for student achievement. The Department is managed by the State Superintendent of Schools.

**GOSA:** Governor's Office of Student Achievement. A State agency which provides accountability for Georgia's schools, pre-K through postsecondary levels. The intent is to improve student achievement and school completion in Georgia.

**IEP:** Individualized Education Program. A plan that is developed by a team of people including teachers, other qualified personnel, parents/guardians, and the student, if appropriate. The purpose of the IEP is to ensure that a child with certain disabilities or impairments attending a public elementary or secondary education institution receives appropriate, specialized instruction and related accommodations.

<b>NCLB:</b>	No Child Left Behind Act of 2001. NCLB is a United States Act of Congress that reauthorized the Elementary and Secondary Education act, which included Title I, the government's aid program for disadvantaged students. NCLB requires states to develop and administer basic skills assessments to all students at select grade levels in order to receive federal school funding. Georgia's statewide assessment is the CRCT.
<b>OIR:</b>	Office of Internal Resolution/Employee Relations within APS. This office processes and investigates complaints and reports of employee wrongdoing and related employment matters.
<b>Paraprofessional:</b>	Also called "parapro." Paraprofessional educators generally assist teachers in the classroom, supervise students outside of the classroom, or provide administrative support for teaching under the teacher's supervision.
<b>PDP:</b>	Professional Development Plan. A plan developed and used to correct perceived deficiencies in teachers' and administrators' performance. Its purpose is to encourage and support professional improvement in specified areas.
<b>PEC:</b>	Program for Exceptional Children. Program offering specialized, educational testing, evaluation and other services to eligible children with certain disabilities or impairments. Each eligible student must have an IEP.
<b>SRT:</b>	School Reform Team. APS was organized into four (4) geographically aligned areas comprised of elementary and middle schools, each headed by an executive director. The structure was intended to provide greater accountability and faster services to schools and parents.
<b>Targets:</b>	An accountability program implemented under Beverly Hall's administration, consisting of specific performance goals set for each school at the beginning of the school year. The targets were based on quantifiable measures, primarily CRCT performance, and also included factors such as attendance, and enrollment in rigorous academic courses.
<b>Test Coordinator:</b>	An individual, usually a teacher assigned to a school, with responsibility for overseeing proper test administration during the testing period.



### **THE ENTERPRISE**

The Atlanta Independent School System (hereinafter “APS”) was created in 1870 and is an independent school system. *Lane v. City of Atlanta*, 267 Ga. 843, 483 S.E.2d 575 (1997).

APS is a governmental entity and constitutes an “enterprise” as that term is defined in O.C.G.A. § 16-14-3(6).

**THE NATURE OF THE CONSPIRACY**  
**AND THE MEANS BY WHICH IT WAS ACCOMPLISHED**

While Superintendent of APS, Beverly Hall set annual performance objectives for APS and the individual schools within it, commonly referred to as “targets.” If a school achieved 70% or more of its targets, all employees of the school received a bonus. Additionally, if certain system-wide targets were achieved, Beverly Hall herself received a substantial bonus. Targets for elementary and middle schools were largely based on students’ performance on the Criterion Referenced Competency Test (“CRCT”), a standardized test given annually to elementary and middle school students in Georgia. Additionally, student attendance was a contributing factor to achieving targets and obtaining bonuses.

Beverly Hall’s targets often set more rigorous goals for schools than Adequate Yearly Progress (“AYP”), a measure of year-to-year student achievement on statewide assessments created under the No Child Left Behind Act of 2001 (“NCLB”). Under Beverly Hall’s target system, schools had to perform at a higher standard on the CRCT than otherwise required by the State in order to receive a bonus. AYP required schools to have a certain percentage of students merely pass the CRCT.

The Georgia Department of Education (“GaDOE”) requires that the CRCT be administered under tightly-controlled conditions to prevent tampering and other irregularities that could affect test results. Any deviations from these procedures are prohibited. Beverly Hall was required, by statute, to abide by and enforce the regulations of the GaDOE regarding test administration and to certify in writing that those regulations had been followed.

APS principals and teachers were frequently told by Beverly Hall and her subordinates that excuses for not meeting targets would not be tolerated. When principals and teachers could not reach their targets, their performance was criticized, their jobs were threatened and some

were terminated. Over time, the unreasonable pressure to meet annual APS targets led some employees to cheat on the CRCT. The refusal of Beverly Hall and her top administrators to accept anything other than satisfying targets created an environment where achieving the desired end result was more important than the students' education.

To satisfy annual targets and AYP, test answer sheets were altered, fabricated, and falsely certified. Test scores that were inflated as a result of cheating were purported to be the actual achievement of targets through legitimately obtained improvements in students' performance when, in fact, the conspirators knew those results had been obtained through cheating and did not reflect students' actual academic performance.

As part of the conspiracy, employees of APS who failed to satisfy targets were terminated or threatened with termination, while others who achieved targets through cheating were publicly praised and financially rewarded. For example, teachers who reported other teachers who cheated were terminated, while teachers who were caught cheating were only suspended. The message from Beverly Hall was clear: there were to be no exceptions and no excuses for failure to meet targets.

Beverly Hall placed unreasonable emphasis on achieving targets; protected and rewarded those who achieved targets through cheating; terminated principals who failed to achieve targets; and ignored suspicious CRCT score gains at schools within APS. As a result, cheating became more and more prevalent within APS, until by the time the 2009 CRCT was administered, cheating was taking place in a majority of APS's 83 elementary and middle schools. This was substantiated by GOSA's erasure analysis, which identified 43 APS elementary and middle schools with at least one out of four classrooms within those schools having a statistically improbable number of erasures changing wrong answers to right answers. GOSA's erasure

analysis identified an additional 9 APS elementary and middle schools as having at least one out of five classrooms with a statistically improbable number of erasures changing wrong answers to right answers. Confessions by dozens of APS employees subsequently confirmed what GOSA's statistical analysis indicated; widespread cheating occurred on the 2009 CRCT.

It was further a part of the conspiracy and endeavor that targets achieved through cheating were used to obtain financial and other rewards for many of the conspirators.

It was further part of the conspiracy and endeavor that targets achieved through cheating were used by Beverly Hall to obtain substantial performance bonuses.

It was further part of the conspiracy and endeavor that Beverly Hall and other conspirators would interfere with, suppress and obstruct investigations into cheating using various methods. Conspirators would refuse to investigate reports of cheating; suppress and deny the existence of reports of cheating; fail to act upon APS investigators' conclusions that cheating was occurring; suppress and deny the APS investigators' conclusions that cheating was in fact occurring; fail and refuse to provide complaints of cheating to the Governor's Special Investigators, the Georgia Bureau of Investigation ("GBI") and investigators from the Fulton County District Attorney's Office; and intimidate witnesses with the intent to hinder, delay, or prevent the communication of criminal offenses to law enforcement officers. When questioned by the Governor's Special Investigators and law enforcement officers, many of the conspirators made false statements – some under oath – denying their knowledge of and participation in the cheating.

It was further part of the conspiracy and endeavor that each Defendant agreed that a conspirator would commit, attempt to commit, or solicit, coerce, or intimidate another person to commit at least two acts of racketeering activity.

### ACTS OF RACKETEERING ACTIVITY

The following acts constitute a pattern of racketeering activity in that they were committed in furtherance of one or more incidents, schemes, or transactions that had the same or similar intents, results, accomplices, victims or methods of commission or otherwise were interrelated by distinguishing characteristics.

#### ACTS OF RACKETEERING BY SENIOR ADMINISTRATORS OF APS

**BEVERLY HALL** served as the Superintendent of APS, in which capacity she was employed by and associated with APS. In her capacity as the Superintendent, **BEVERLY HALL** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**MILLICENT FEW** served as the Chief Human Resources Officer of APS, in which capacity she was employed by and associated with APS. In her capacity as the Chief Human Resources Officer, **MILLICENT FEW** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**SHARON DAVIS-WILLIAMS** served as the Executive Director of SRT-1 for APS, in which capacity she was employed by and associated with APS. In her capacity as the SRT-1 Executive Director, **SHARON DAVIS-WILLIAMS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**MICHAEL PITTS** served as the Executive Director of SRT-2 for APS, in which capacity he was employed by and associated with APS. In his capacity as the SRT-2 Executive Director, **MICHAEL PITTS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

TAMARA COTMAN served as the Executive Director of SRT-4 for APS, in which capacity she was employed by and associated with APS. In her capacity as the SRT-4 Executive Director, TAMARA COTMAN conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**A. FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 1) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or about the **2<sup>nd</sup> day of October, 2009**, did knowingly and willfully make and use a false document, by completing and submitting a Superintendent's Test Certification to the GaDOE, knowing the same to contain false statements, to wit: that "[APS] adhered to all written regulations and procedures relating to testing and test administration, including the distribution and collection of test materials, test security, use of test results and department testing dates and the reporting of irregularities established in the Student Assessment Handbook, System and School Test Coordinator Manuals";
- 2) **SHARON DAVIS-WILLIAMS**, in the County of Fulton and State of Georgia, on or between the **19<sup>th</sup> day of April, 2009** and the **8<sup>th</sup> day of May, 2009**, the exact dates being unknown to the Grand Jurors at this time, did knowingly and willfully conceal and cover up, by a trick, scheme, or device, a material fact, to wit: that during the 2009 CRCT at Perkerson Elementary School, test monitor Dr. Jackie Boyce was told by students that their teacher gave them correct answers, in violation of the testing rules and regulations set forth by the GaDOE;
- 3) **SHARON DAVIS-WILLIAMS**, in the County of Fulton and State of Georgia, on or between the **19<sup>th</sup> day of April, 2009** and the **8<sup>th</sup> day of May, 2009**, the exact dates being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, to wit: a standardized test feedback form, by causing Dr. Jackie Boyce to omit his written observation that during the 2009 CRCT at Herndon Elementary School said monitor witnessed a teacher pointing out correct answers to students causing said students to change their answers from wrong to right, in violation of the testing rules and regulations set forth by the GaDOE;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE, and the Governor's Office of Student Achievement ("GOSA"), departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**B. THEFT BY TAKING, O.C.G.A. § 16-8-2**

- 4) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **9<sup>th</sup> day of October, 2006** and the **31<sup>st</sup> day of October, 2006**, the exact dates being unknown to the Grand Jurors at this time, while an employee of a government institution in breach of her duties as such employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue her a monetary bonus based on 2006 CRCT results for schools in APS which she knew were false;
- 5) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **10<sup>th</sup> day of September, 2007** and the **31<sup>st</sup> day of October, 2007**, the exact dates being unknown to the Grand Jurors at this time, while an employee of a government institution in breach of her duties as such employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue her a monetary bonus based on 2007 CRCT results for schools in APS which she knew were false;
- 6) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **1<sup>st</sup> day of September, 2008** and the **31<sup>st</sup> day of October, 2008**, the exact dates being unknown to the Grand Jurors at this time, while an employee of a government institution in breach of her duties as such employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue her a monetary bonus based on 2008 CRCT results for schools in APS which she knew were false;
- 7) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **14<sup>th</sup> day of September, 2009** and the **31<sup>st</sup> day of October, 2009**, the exact dates being unknown to the Grand Jurors at this time, while an employee of a government institution in breach of her duties as such employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue her a monetary bonus based on 2009 CRCT results for schools in APS which she knew were false;
- 8) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **4<sup>th</sup> day of November, 2009** and the **30<sup>th</sup> day of September 2010**, the exact dates being unknown to the Grand Jurors at this time, while an officer or employee of a government institution in breach of her duties as such officer or employee, did unlawfully take U.S. currency, the property of the GaDOE, with the intention of depriving said owner of said property, by causing the Distinguished District monetary award from the GaDOE to be issued to Parks Middle School by reporting 2009 CRCT results that she knew were false;

9) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **4<sup>th</sup> day of November, 2009** and the **30<sup>th</sup> day of September 2010**, the exact dates being unknown to the Grand Jurors at this time, while an officer or employee of a government institution in breach of her duties as such officer or employee, did unlawfully take U.S. currency, the property of the GaDOE, with the intention of depriving said owner of said property, by caused the Distinguished District monetary award from the GaDOE to be issued to Benteen Elementary School by reporting 2009 CRCT results that she knew were false;

10) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **4<sup>th</sup> day of November, 2009** and the **30<sup>th</sup> day of September 2010**, the exact dates being unknown to the Grand Jurors at this time, while an officer or employee of a government institution in breach of her duties as such officer or employee, did unlawfully take U.S. currency, the property of the GaDOE, with the intention of depriving said owner of said property, by causing the Distinguished District monetary award from the GaDOE to be issued to D.H. Stanton Elementary School by reporting 2009 CRCT results that she knew were false;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**C. INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

11) **TAMARA COTMAN**, in the County of Fulton and State of Georgia, on or about the **17<sup>th</sup> day of November, 2010**, did knowingly intimidate Principal Jimmye Hawkins, and other APS employees, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS;

12) **MICHAEL PITTS**, in the County of Fulton and State of Georgia, on or between the **1<sup>st</sup> day of August, 2010**, and the **31<sup>st</sup> day of August, 2010**, did knowingly intimidate Dorothea Wilson, and other staff at Parks Middle School, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS;

**D. FALSE SWEARING, O.C.G.A. § 16-10-71**

13) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of May, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That she never received complaints about Parks Middle School or **CHRISTOPHER WALLER** after he became principal;
- b. That she never met with Reginal Dukes in connection with his investigation into complaints about **CHRISTOPHER WALLER** at Parks Middle School;



14) **MILLICENT FEW**, in the County of Fulton and State of Georgia, on or about the 1<sup>st</sup> day of June 2011, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That she never ordered the destruction of early drafts of the Deerwood investigation completed by outside investigator Penn Payne;
- b. That she did not meet with Reginal Dukes in connection with his investigation into complaints about **CHRISTOPHER WALLER** at Parks Middle School;

15) **SHARON DAVIS-WILLIAMS**, in the County of Fulton and State of Georgia, on or about the 3<sup>rd</sup> day of May, 2011, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That she did not receive a testing irregularity report from Jackie Boyce;
- b. That she has not asked anybody to change information or misrepresent information regarding the 2009 CRCT; and
- c. That she reported the allegation that a teacher gave students the answers on the CRCT to the Research, Planning, and Accountability ("RPA") office;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv);

#### **ACTS OF RACKETEERING CONCERNING PARKS MIDDLE SCHOOL**

**CHRISTOPHER WALLER** served as the Principal of Parks Middle School, in which capacity he was employed by and associated with APS. In his capacity as Principal, **CHRISTOPHER WALLER** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**GREGORY REID** served as the Assistant Principal of Parks Middle School, in which capacity he was employed by and associated with APS. In his capacity as Assistant Principal, **GREGORY REID** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**SANDRA WARD** served as the Instructional Facilitator and, in 2010, as the Testing Coordinator, at Parks Middle School, in which capacities she was employed by and associated with APS. In her capacity as Instructional Facilitator and Testing Coordinator, **SANDRA WARD** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**STARLETTE MITCHELL** served as a teacher at Parks Middle School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **STARLETTE MITCHELL** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**KIMBERLY ODEN** served as a teacher at Parks Middle School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **KIMBERLY ODEN** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**E. 2006: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 16) CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **1<sup>st</sup> day of August, 2005** and the **8<sup>th</sup> day of February, 2006**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Stacey Johnson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2006 CRCT for Parks Middle School;
- 17) CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **29<sup>th</sup> day of March, 2006** and the **26<sup>th</sup> day of April, 2006**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Damany Lewis to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2006 CRCT for Parks Middle School;
- 18) CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **29<sup>th</sup> day of March, 2006** and the **26<sup>th</sup> day of April, 2006**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Crystal Draper to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2006 CRCT for Parks Middle School;

19) **CHRISTOPHER WALLER, GREGORY REID, and SANDRA WARD**, in the County of Fulton and State of Georgia, during the CRCT testing period on or between the **17<sup>th</sup> day of April, 2006** and the **26<sup>th</sup> day of April, 2006**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2006 CRCT answer sheets for students at Parks Middle School;

20) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **10<sup>th</sup> day of May, 2006** and the **20<sup>th</sup> day of December, 2006**, the exact dates being unknown to the Grand Jurors at this time, in violation of her duty as APS superintendent, pursuant to O.C.G.A. § 20-2-109 and the testing rules and regulations set forth by the Georgia Department of Education ("GaDOE"), did knowingly and willfully conceal and cover up, by a trick, scheme, or device, material facts, to wit: **BEVERLY HALL** received a complaint that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the Spring 2006 CRCT at Parks Middle School and after Reginal Dukes' report concluded that cheating had occurred on the Georgia Eighth Grade Writing Assessment at Parks Middle School and the results of the Spring 2006 CRCT at Parks Middle School had likely been compromised, intentionally failed to report this information to the GaDOE and the Georgia Professional Standards Commission ("PSC");

21) **MICHAEL PITTS**, in the County of Fulton and State of Georgia, on or between the **10<sup>th</sup> day of May, 2006** and the **20<sup>th</sup> day of December, 2006**, the exact dates being unknown to the Grand Jurors at this time, did knowingly and willfully conceal and cover up, by a trick, scheme, or device, material facts, to wit: **MICHAEL PITTS** received complaints that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the Spring 2006 CRCT at Parks Middle School and after Reginal Dukes' report concluded that cheating had occurred on the Georgia Eighth Grade Writing Assessment at Parks Middle School and the results of the Spring 2006 CRCT at Parks Middle School had likely been compromised, intentionally failed to report this information to the PSC;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE, and the Governor's Office of Student Achievement ("GOSA"), departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**F. 2006: THEFT BY TAKING, O.C.G.A. § 16-8-2**

22) **BEVERLY HALL**, in the County of Fulton and State of Georgia, on or between the **17<sup>th</sup> day of April, 2006** and the **20<sup>th</sup> day of December, 2006**, the exact dates being unknown to the Grand Jurors at this time, while an officer or employee of a government institution in breach of her duties as such officer or employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue a monetary bonus to APS employees at Parks Middle School based on falsified test results on the 2006 CRCT for Parks Middle School;

23) **CHRISTOPHER WALLER, GREGORY REID, and SANDRA WARD**, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of December, 2006** and while employees of a government institution in breach of their duties as such employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a monetary bonus based on falsified test results on the 2006 CRCT for Parks Middle School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**G. 2007: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

24) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **28<sup>th</sup> day of March, 2007** and the **26<sup>th</sup> day of April, 2007**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Damany Lewis to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2007 CRCT for Parks Middle School;

25) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **28<sup>th</sup> day of March, 2007** and the **26<sup>th</sup> day of April, 2007**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Crystal Draper to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2007 CRCT for Parks Middle School;

26) **CHRISTOPHER WALLER, GREGORY REID, SANDRA WARD, and STARLETTE MITCHELL**, in the County of Fulton and State of Georgia, during the CRCT testing period on or between the **16<sup>th</sup> day of April, 2007** and the **26<sup>th</sup> day of April, 2007**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2007 CRCT answer sheets for students at Parks Middle School;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**H. 2007: THEFT BY TAKING, O.C.G.A. § 16-8-2**

- 27) CHRISTOPHER WALLER, GREGORY REID, SANDRA WARD, and STARLETTE MITCHELL**, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of December, 2007** and while employees of a government institution in breach of their duties as such employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a monetary bonus based on falsified test results on the 2007 CRCT for Parks Middle School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**I. 2008: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 28) CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **31<sup>st</sup> day of March, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Damany Lewis to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2008 CRCT for Parks Middle School;
- 29) CHRISTOPHER WALLER and GREGORY REID**, in the County of Fulton and State of Georgia, on or between the **31<sup>st</sup> day of March, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Crystal Draper to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Parks Middle School;
- 30) CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **31<sup>st</sup> day of March, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Dorothea Wilson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Parks Middle School;
- 31) GREGORY REID**, in the County of Fulton and State of Georgia, on or between the **31<sup>st</sup> day of March, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Latasha Smiley to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Parks Middle School;
- 32) GREGORY REID**, in the County of Fulton and State of Georgia, on or between the **31<sup>st</sup> day of March, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Charles Mitchell to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2008 CRCT for Parks Middle School;

33) **CHRISTOPHER WALLER, GREGORY REID, SANDRA WARD, STARLETTE MITCHELL, and KIMBERLY ODEN**, in the County of Fulton and State of Georgia, during the CRCT testing period on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2008 CRCT answer sheets for students at Parks Middle School;

34) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Parks Middle School to APS dated the **5<sup>th</sup> day of May, 2008**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/ circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**J. 2008: THEFT BY TAKING, O.C.G.A. § 16-8-2**

35) **CHRISTOPHER WALLER, GREGORY REID, SANDRA WARD, STARLETTE MITCHELL, and KIMBERLY ODEN**, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of December, 2008** and while employees of a government institution in breach of their duties as such employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a monetary bonus based on falsified test results on the 2008 CRCT for Parks Middle School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**K. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 36) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of March, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Damany Lewis to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2009 CRCT for Parks Middle School;
- 37) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of March, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Crystal Draper to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Parks Middle School;
- 38) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of March, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Dorothea Wilson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Parks Middle School;
- 39) **GREGORY REID**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of March, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Charles Mitchell to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2009 CRCT for Parks Middle School;
- 40) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of March, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Adrienne Powell to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Parks Middle School;
- 41) **CHRISTOPHER WALLER, GREGORY REID, SANDRA WARD, STARLETTE MITCHELL**, and **KIMBERLY ODEN**, in the County of Fulton and State of Georgia, during the CRCT testing period on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Parks Middle School;

42) **CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Parks Middle School to APS dated the **30<sup>th</sup> day of April, 2009**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/ circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**L. 2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

43) **CHRISTOPHER WALLER, GREGORY REID, and SANDRA WARD**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of April, 2010** and the **6<sup>th</sup> day of May, 2010**, did knowingly and willfully make and use a false document and writing, to wit: a testing irregularity report, knowing the same to contain a false statement, to wit: that Chynel Walker removed a test instruction manual from Megan Eckert's classroom;

44) **CHRISTOPHER WALLER, GREGORY REID, and SANDRA WARD**, in the County of Fulton and State of Georgia, on or between the **27<sup>th</sup> day of April, 2010** and the **6<sup>th</sup> day of May, 2010**, did intimidate and coerce Megan Eckert to knowingly and willfully make and use a false document and writing, to wit: a testing irregularity report, knowing the same to contain a false statement;



**45) CHRISTOPHER WALLER and SANDRA WARD**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Parks Middle School to APS dated the **28<sup>th</sup> day of April, 2010**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

**46) SANDRA WARD**, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets;

**47) STARLETTE MITCHELL** in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of October, 2010** did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets;

**48) STARLETTE MITCHELL** in the County of Fulton and State of Georgia, on or about the **15<sup>th</sup> day of December, 2010** did knowingly and willfully make a false statement to a GBI agent, to wit: that she only participated in changing answers on students' CRCT answer sheets in 2009;

**49) GREGORY REID**, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a Georgia Bureau of Investigations ("GBI") agent, to wit: that he did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**M. 2010: FALSE SWEARING, O.C.G.A. § 16-10-71**

**50) CHRISTOPHER WALLER**, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of April, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That he was not aware of any improprieties whatsoever with respect to how CRCT testing was conducted at Parks Middle School;
- b. That he was not aware of any adult changing answers on students' CRCT answer sheets;
- c. That he did not have any knowledge of teachers at Parks Middle School keeping tests later than they should have;

**51) GREGORY REID**, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of April, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That he was not aware teachers were cheating on the CRCT at Parks Middle School;
- b. That he did not suggest or direct teachers to cheat;
- c. That he did not have any knowledge of teachers at Parks Middle School keeping tests later than they should have;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**ACTS OF RACKETEERING CONCERNING GIDEONS ELEMENTARY SCHOOL**

**ARMSTEAD SALTERS** served as Principal of Gideons Elementary School, in which capacity he was employed by and associated with APS. In his capacity as Principal, **ARMSTEAD SALTERS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**SHERIDAN ROGERS** served as the testing coordinator at Gideons Elementary School, in which capacity she was employed by and associated with APS. In her capacity as the testing coordinator, **SHERIDAN ROGERS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**N. 2008: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 52) ARMSTEAD SALTERS and SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Bernadine Macon to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;
- 53) ARMSTEAD SALTERS and SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Daisy Bowser to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;
- 54) ARMSTEAD SALTERS and SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Veronica Jordan to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;
- 55) ARMSTEAD SALTERS and SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Oliver Banks, Jr. to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;
- 56) SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Tremelia Donaldson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;

- 57) **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Denethia Weddington-Ward to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;
- 58) **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Cheryl Hunt to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2008 CRCT for Gideons Elementary School;
- 59) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2008 CRCT answer sheets for students at Gideons Elementary School;
- 60) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS** in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Gideons Elementary School to APS dated the **2<sup>nd</sup> day of May, 2008**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**O. 2008: THEFT BY TAKING, O.C.G.A. § 16-8-2**

- 61) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of December, 2008** and while employees of a government institution in breach of their duties as such employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a monetary bonus based on falsified test results on the 2008 CRCT for Gideons Elementary School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**P. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 62) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Bernadine Macon to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;
- 63) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Daisy Bowser to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;
- 64) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Veronica Jordan to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;
- 65) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Oliver Banks, Jr. to knowingly and willfully make and use false documents and writings, by asking him to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;

- 66) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Tremelia Donaldson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;
- 67) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Denethia Weddington-Ward to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;
- 68) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Cheryl Hunt to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Gideons Elementary School;
- 69) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Gideons Elementary School;
- 70) **ARMSTEAD SALTERS** and **SHERIDAN ROGERS** in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Gideons Elementary School to APS dated the **4<sup>th</sup> day of May, 2009**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
  - (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;
- all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**Q. 2010: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

71) **ARMSTEAD SALTERS**, in the County of Fulton and State of Georgia, on or between the **30<sup>th</sup> day of June, 2010** and the **17<sup>th</sup> day of November, 2010**, did knowingly intimidate Oliver Banks, Jr., and other Gideons Elementary School employees, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xiv).

**R. 2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

72) **SHERIDAN ROGERS** in the County of Fulton and State of Georgia, on or about the **21<sup>st</sup> day of October, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit:

- a. That she did not return CRCT booklets to teachers so they could change answers;
- b. That she did not instruct teachers to change answers on CRCT answer sheets; and
- c. That she was not present while other teachers changed students' answers on the CRCT answer sheets;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**ACTS OF RACKETEERING CONCERNING DOBBS ELEMENTARY SCHOOL**

**DANA EVANS** served as Principal of Dobbs Elementary School, in which capacity she was employed by and associated with APS. In her capacity as Principal, **DANA EVANS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**ANGELA WILLIAMSON** served as a teacher at Dobbs Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **ANGELA WILLIAMSON** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**DERRICK BROADWATER** served as a teacher at Dobbs Elementary School, in which capacity he was employed by and associated with APS. In his capacity as a teacher, **DERRICK BROADWATER** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**SHAYLA SMITH** served as a teacher at Dobbs Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **SHAYLA SMITH** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**DESSA CURB** served as a teacher at Dobbs Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **DESSA CURB** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**S. 2008: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

73) **DANA EVANS, ANGELA WILLIAMSON, DERRICK BROADWATER** and **SHAYLA SMITH**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2008 CRCT, thereby causing them to falsify their 2008 CRCT answers sheets at Dobbs Elementary School;



74) **DESSA CURB**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Dobbs Elementary School;

75) **DANA EVANS**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Dobbs Elementary School to APS dated the **2<sup>nd</sup> day of May, 2008**, knowing the same to contain false statements, to wit:

(1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;

(2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**T. 2008: THEFT BY TAKING, O.C.G.A. § 16-8-2**

76) **DANA EVANS, ANGELA WILLIAMSON, DERRICK BROADWATER, SHAYLA SMITH** and **DESSA CURB**, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of December, 2008**, and while employees of a government institution in breach of their duties as such government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a bonus check based on falsified test results on the 2008 CRCT for Dobbs Elementary School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**U. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

**77) DANA EVANS, ANGELA WILLIAMSON, DERRICK BROADWATER and SHAYLA SMITH**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Dobbs Elementary School;

**78) DESSA CURB**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Dobbs Elementary School;

**79) DANA EVANS**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Dobbs Elementary School to APS dated the **30<sup>th</sup> day of April, 2009**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**V. 2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

**80) DERRICK BROADWATER and SHAYLA SMITH**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **20<sup>th</sup> day of April, 2010** and the **30<sup>th</sup> day of April, 2010**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2010 CRCT, thereby causing them to falsify their 2010 CRCT answers sheets at Dobbs Elementary School;

**81) DANA EVANS**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Dobbs Elementary School to APS dated the **29<sup>th</sup> day of April, 2010**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**W. 2011: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

**82) DERRICK BROADWATER**, in the County of Fulton and State of Georgia, on or about the **8<sup>th</sup> day of February, 2011**, did knowingly and willfully make a false statement to a GBI agent, to wit: that he did not participate in, assist with or have knowledge of anyone giving students answers during the CRCT;

**83) DESSA CURB**, in the County of Fulton and State of Georgia, on or about the **21<sup>st</sup> day of February, 2011**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets;

**84) DANA EVANS** with in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of February, 2011** did knowingly and willfully make false statements to a GBI agent, in violation of O.C.G.A. § 16-10-20, to wit:

a. That she did not hear anything about cheating at Dobbs Elementary School;

b. That she did not allow teachers to cheat at Dobbs Elementary School;

**85) ANGELA WILLIAMSON** in the County of Fulton and State of Georgia, on or about the **1<sup>st</sup> day of March, 2011**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers during the CRCT;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**X. 2012: FALSE SWEARING, O.C.G.A. § 16-10-71**

**86) DERRICK BROADWATER**, in the County of Fulton and State of Georgia, on or about the **25<sup>th</sup> day of April, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear

- a. That he did not cheat on the CRCT at Dobbs Elementary School;
- b. That he did not give students answers on the CRCT;
- c. That he did not encourage students to erase and change their answers on the CRCT;

**87) ANGELA WILLIAMSON**, in the County of Fulton and State of Georgia, on or about the **9<sup>th</sup> day of June, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear that she did not give students answers to the CRCT at Dobbs Elementary School;

**88) SHAYLA SMITH**, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of August, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear that she never gave any students answers on any CRCT;

**89) ANGELA WILLIAMSON**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **1<sup>st</sup> day of December, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear

- a. That she did not prompt or give students correct answers to the CRCT at Dobbs Elementary School;
- b. That she did not cheat at any point on the 2009 CRCT at Dobbs Elementary School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

## **ACTS OF RACKETEERING CONCERNING DUNBAR ELEMENTARY SCHOOL**

**LERA MIDDLEBROOKS** served as Principal of Dunbar Elementary School, in which capacity she was employed by and associated with APS. In her capacity as Principal, **LERA MIDDLEBROOKS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**PAMELA CLEVELAND** served as a teacher at Dunbar Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **PAMELA CLEVELAND** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**SHANI ROBINSON** served as a teacher at Dunbar Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **SHANI ROBINSON** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**GLORIA IVEY** served as a teacher at Dunbar Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **GLORIA IVEY** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

### **Y. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

90) **LERA MIDDLEBROOKS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Rose Neal to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Dunbar Elementary School;

91) **LERA MIDDLEBROOKS, SHANI ROBINSON, PAMELA CLEVELAND** and **DIANE BUCKNER WEBB**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Dunbar Elementary School;

92) **GLORIA IVEY**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Dunbar Elementary School;

93) **LERA MIDDLEBROOKS**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Dunbar Elementary School to APS dated the **4<sup>th</sup> day of May, 2009**, knowing the same to contain false statements, to wit:

(1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;

(2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the

GaDOE and GOSA, departments or agencies of state government, which conduct constitutes

rackeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**Z. 2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

94) **GLORIA IVEY**, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers to the CRCT;

95) **DIANE WEBB BUCKNER**, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge

96) **PAMELA CLEVELAND**, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**AA. 2010: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

97) **LERA MIDDLEBROOKS**, in the County of Fulton and State of Georgia, on or about the **11<sup>th</sup> day of April, 2011**, did knowingly intimidate Rose Neal, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xiv).

**ACTS OF RACKETEERING CONCERNING HUMPHRIES ELEMENTARY SCHOOL**

**LISA TERRY** served as a teacher at Humphries Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **LISA TERRY** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**INGRID ABELLA-SLY** served as a teacher at Humphries Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **INGRID ABELLA** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**WENDY AHMED** served as a teacher at Humphries Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **WENDY AHMED** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**BB. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 98) **LISA TERRY, INGRID ABELLA-SLY and WENDY AHMED** with the offense of **FALSE STATEMENTS AND WRITINGS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Humphries Elementary School;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**CC. 2009: THEFT BY TAKING, O.C.G.A. § 16-8-2**

- 99) **LISA TERRY, INGRID ABELLA-SLY and WENDY AHMED**, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while employees of a government institution in breach of their duties as such government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a bonus check based on falsified test results on the 2009 CRCT for Humphries Elementary School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**DD. 2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 100) **INGRID ABELLA-SLY**, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers to the CRCT;
- 101) **WENDY AHMED**, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers to the CRCT;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).



## ACTS OF RACKETEERING CONCERNING KENNEDY MIDDLE SCHOOL

**LUCIOUS BROWN** served as Principal of Kennedy Middle School, in which capacity he was employed by and associated with APS. In his capacity as Principal, **LUCIOUS BROWN** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**CAROL DENNIS** served as the secretary at Kennedy Middle School, in which capacity she was employed by and associated with APS. In her capacity as a secretary, **CAROL DENNIS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**TAMEKA GOODSON** served as an Instructional Coach at Kennedy Middle School, in which capacity she was employed by and associated with APS. In her capacity as an Instructional Coach, **TAMEKA GOODSON** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

### **EE. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 102) **LUCIOUS BROWN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Barbara McDaniel to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT for Kennedy Middle School;
- 103) **LUCIOUS BROWN, CAROL DENNIS** and **TAMEKA GOODSON**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Kennedy Middle School;

104) **LUCIOUS BROWN**, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Kennedy Middle School to APS dated the **30<sup>th</sup> day of April, 2009**, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

#### **ACTS OF RACKETEERING CONCERNING DEERWOOD ACADEMY**

**TABEEKA JORDAN** served as a teacher at Deerwood Academy, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **TABEEKA JORDAN** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

#### **FF.2008: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

105) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Lavonia Ferrell to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the Summer 2008 CRCT Retest for students at Deerwood Academy;

106) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Margaret Merkerson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the Summer 2008 CRCT Retest for students at Deerwood Academy;

- 107) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2008** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by erasing and changing students' answers from wrong to right on the Summer 2008 CRCT Retest for students at Deerwood Academy;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**GG. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 108) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **1<sup>st</sup> day of May, 2008**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Lavonia Ferrell to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Deerwood Academy;
- 109) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Margaret Merkerson to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Deerwood Academy;
- 110) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Deerwood Academy;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**HH. 2009: THEFT BY TAKING, O.C.G.A. § 16-8-2**

- 111) **TABEEKA JORDAN**, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while an employee of a government institution in breach of her duties as such government employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property by causing APS to issue the accused a bonus check based on falsified test results on the 2009 CRCT for Deerwood Academy;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**ACTS OF RACKETEERING CONCERNING VENETIAN HILLS ELEMENTARY SCHOOL**

**CLARIETTA DAVIS** served as Principal of Venetian Hills Elementary School, in which capacity she was employed by and associated with APS. In her capacity as Principal, **CLARIETTA DAVIS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**II. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 112) **CLARIETTA DAVIS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Milagros Moner to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Venetian Hills Elementary School;
- 113) **CLARIETTA DAVIS**, in the County of Fulton and State of Georgia, during the CRCT testing period on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Venetian Hills Elementary School;

114) CLARIETTA DAVIS, in the County of Fulton and State of Georgia, did knowingly and willfully make and use a false document and writing, by completing, signing, and submitting a CRCT School Certification Form for Venetian Hills Elementary School to APS dated the 30<sup>th</sup> day of April, 2009, knowing the same to contain false statements, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**JJ. 2009: THEFT BY TAKING, O.C.G.A. § 16-8-2**

115) CLARIETTA DAVIS, in the County of Fulton and State of Georgia, during the CRCT testing period on or about the 18<sup>th</sup> day of December, 2009, and while an employee of a government institution in breach of her duties as such government employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property by causing APS to issue the accused a bonus check based on falsified test results on the 2009 CRCT for Venetian Hills Elementary School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**ACTS OF RACKETEERING CONCERNING B.E. USHER/COLLIER HEIGHTS  
ELEMENTARY SCHOOL**

DONALD BULLOCK served as testing coordinator at Usher/Collier Heights Elementary School, in which capacity he was employed by and associated with APS. In his capacity as testing coordinator, DONALD BULLOCK conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

KK. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20

- 116) DONALD BULLOCK, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the 21<sup>st</sup> day of April, 2009 and the 30<sup>th</sup> day of April, 2009, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Mary Ware to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Usher/Collier Heights Elementary School;
- 117) DONALD BULLOCK, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the 21<sup>st</sup> day of April, 2009 and the 30<sup>th</sup> day of April, 2009, the exact date(s) being unknown to the Grand Jurors at this time, did solicit Stacy Smith to knowingly and willfully make and use false documents and writings, by asking her to participate in falsifying students' answer sheets on the 2009 CRCT answer sheets for students at Usher/Collier Heights Elementary School;
- 118) DONALD BULLOCK, in the County of Fulton and State of Georgia, on or between the 28<sup>th</sup> day of April, 2009 and the 4<sup>th</sup> day of May, 2009, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Usher/Collier Heights Elementary School to APS, to wit:
- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
  - (2) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**LL. 2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

119) **DONALD BULLOCK**, in the County of Fulton and State of Georgia, on or about the 26<sup>th</sup> day of October, 2010, did knowingly and willfully make false statements to a GBI agent, to wit:

- a. That he did not assist with anyone with getting tests to change answers on students' CRCT answer sheets;
- b. That he was not aware of any teachers erasing anything on students' CRCT tests in 2009;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, being departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**MM. 2010: FALSE SWEARING, O.C.G.A. § 16-10-71**

120) **DONALD BULLOCK**, in the County of Fulton and State of Georgia, on or about the 23<sup>rd</sup> day of April, 2012, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear that he followed the testing guidelines and did not allow teachers improper access to testing materials;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**ACTS OF RACKETEERING CONCERNING BENTEN ELEMENTARY SCHOOL**

**SHEILA EVANS** served as a teacher at Benteen Elementary School, in which capacity she was employed by and associated with APS. In her capacity as a teacher, **SHEILA EVANS** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

**THERESIA COPELAND** served as testing coordinator at Benteen Elementary School, in which capacity she was employed by and associated with APS. In her capacity as testing coordinator, **THERESIA COPELAND** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

NN. **2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

121) **SHEILA EVANS**, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by falsifying students' answer sheets on the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Benteen Elementary School;

122) **THERESIA** in the County of Fulton and State of Georgia, on or about the **30<sup>th</sup> day of April, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Benteen Elementary School to APS, to wit:

(1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and

(2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).



**OO. 2009: THEFT BY TAKING, O.C.G.A. § 16-8-2**

- 123) **THERESIA COPELAND** and **SHEILA EVANS**, in the County of Fulton and State of Georgia, on or about the 18<sup>th</sup> day of **December, 2009**, and while employees of a government institution in breach of their duties as government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a bonus check based on falsified test results on the 2009 CRCT for Benteen Elementary School;

which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(ix).

**PP.2010: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

- 124) **THERESIA COPELAND** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the 10<sup>th</sup> day of **November, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit:

- a. That she knew nothing about anyone cheating on the test;
- b. That she followed testing protocol and tests were put back in the vault after the materials were returned from teachers;
- c. That she was not involved in cheating at Benteen Elementary School;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

**ACTS OF RACKETEERING CONCERNING D.H. STANTON ELEMENTARY SCHOOL**

**WILLIE DAVENPORT** served as Principal at D.H. Stanton Elementary School, in which capacity she was employed by and associated with APS. In her capacity as testing coordinator, **WILLIE DAVENPORT** conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

FRANCIS MACK served as testing coordinator at D.H. Stanton Elementary School, in which capacity she was employed by and associated with APS. In her capacity as testing coordinator, FRANCIS MACK conspired and endeavored to violate the Georgia RICO Act through a pattern of racketeering activity, as described herein below in this Count.

QQ. 2009: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20

125) WILLIE DAVENPORT, in the County of Fulton and State of Georgia, on or between the 30<sup>th</sup> day of April, 2009 and the 30<sup>th</sup> day of May, 2009, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by submitting to APS attendance records for students at D.H. Stanton Elementary School reflecting students as present when they were absent from school;

126) WILLIE DAVENPORT and FRANCIS MACK, in the County of Fulton and State of Georgia, on or about the 1<sup>st</sup> day of May, 2009, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for D.H. Stanton Elementary School to APS, to wit:

- (1) All test materials were stored in a locked central location prior to, during, and after the test administration each day;
- (2) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (3) There was ethical behavior on the part of [staff] involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

all in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government, which conduct constitutes racketeering activity pursuant to O.C.G.A. § 16-14-3(9)(A)(xv).

## OVERT ACTS IN FURTHERANCE OF THE CONSPIRACY

1.

On or about the 31<sup>st</sup> day of May, 2005, after Carver High School Principal Tony Overstreet was notified that his contract with APS would not be renewed, Superintendent **BEVERLY HALL** told Mr. Overstreet that she was “not interested in incremental gains.”

2.

On or between the 3<sup>rd</sup> day of August, 2005 and the 4<sup>th</sup> day of August, 2005, the APS Office of Internal Resolution (“OIR”) investigated a cheating allegation by Leah Cauley, a teacher at C.W. Hill Elementary School. At the conclusion of OIR’s investigation, **BEVERLY HALL** approved a 20 day suspension for the teacher OIR confirmed to have cheated. **BEVERLY HALL** terminated the whistleblower, Leah Cauley.

3.

On or between the 4<sup>th</sup> day of January, 2006 and the 11<sup>th</sup> day of January, 2006, Stacey Johnson told **MICHAEL PITTS**, the Executive Director of SRT-2, that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the spring 2006 CRCT. **MICHAEL PITTS** did not report the allegation to APS for investigation.

4.

On or between the 4<sup>th</sup> day of January, 2006 and the 28<sup>th</sup> day of February, 2006, Tameka Grant informed **MICHAEL PITTS** that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the spring 2006 CRCT. Although **MICHAEL PITTS** was the Executive Director of SRT-2, he did not report the allegation to APS for investigation.

5.

On or between the 10<sup>th</sup> day of January, 2006 and the 23<sup>rd</sup> day of January, 2006, **BEVERLY HALL** received a complaint which alleged cheating on the Eighth Grade Writing Assessment at Parks Middle School. As Superintendent of APS, **BEVERLY HALL** had a statutory duty to report testing violations to the GaDOE pursuant to O.C.G.A. § 20-2-109, but she failed to make the required report.

6.

On or about the 12<sup>th</sup> day of January, 2006, after receiving a complaint that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the Spring 2006 CRCT, **MICHAEL PITTS** attended a faculty meeting at Parks Middle School and told the staff to “stop complaining” about **CHRISTOPHER WALLER** because no complaints would affect his status as the principal of Parks Middle School.

7.

On or about the 13<sup>th</sup> day of January, 2006, **BEVERLY HALL** and **MICHAEL PITTS** received a complaint which alleged that **CHRISTOPHER WALLER** was falsifying student attendance and records for student participation in after school tutorial services. The complaint further alleged that **CHRISTOPHER WALLER** was sexually harassing female employees and pressuring teachers to cheat on the Spring 2006 CRCT at Parks Middle School. **BEVERLY HALL** sent a memorandum with a copy of the complaint to **MILLICENT FEW**, Chief Human Resources Officer for APS. The memorandum read, "Please investigate and inform me." **BEVERLY HALL** scratched out the words "inform me."

8.

On or about the 17<sup>th</sup> day of January, 2006, **CHRISTOPHER WALLER** submitted a letter to **MICHAEL PITTS** requesting that whistleblowers Stacey Johnson and Tameka Grant be administratively transferred out of Parks Middle School.

9.

On or about the 17<sup>th</sup> day of January, 2006, **MICHAEL PITTS** was interviewed by Reginal Dukes, a private investigator hired by APS to investigate the Parks Middle School complaints. At the time of the interview, **MICHAEL PITTS** had directly received a complaint from Stacey Johnson that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the upcoming spring 2006 CRCT. When Reginal Dukes asked **MICHAEL PITTS** if any concerns had come to his attention relevant to Dukes' investigation, **MICHAEL PITTS** intentionally withheld his knowledge of this complaint.

10.

On or about the 8<sup>th</sup> day of February, 2006, after being retaliated against by **CHRISTOPHER WALLER** when she reported that **CHRISTOPHER WALLER** was pressuring teachers to cheat, Stacey Johnson resigned. Before Ms. Johnson could collect her belongings, **CHRISTOPHER WALLER** directed a school resource officer to escort her off the property. At the time she left, she informed **MICHAEL PITTS** about **CHRISTOPHER WALLER's** pattern of sexual harassment and retaliation against her. Although **MICHAEL PITTS** was the Executive Director of SRT-2, he failed to report the allegations to APS for investigation.

11.

On or about the 15<sup>th</sup> day of March, 2006, Reginal Dukes, an external investigator hired by APS to investigate the Parks Middle School complaints, sent APS his preliminary findings. Mr. Dukes reported that, among other things, the Georgia Eighth Grade Writing Assessment "may have been compromised" after **CHRISTOPHER WALLER** "persuaded,[sic] coerced teachers to cheat on the test" and **CHRISTOPHER WALLER** was "threatening and intimidating teachers not to reveal information pertinent to [Dukes'] investigation." Despite Dukes' report, **BEVERLY HALL** took no action against **CHRISTOPHER WALLER**.

12.

On or about the 10<sup>th</sup> day of May, 2006, Reginal Dukes met with **BEVERLY HALL**, **MICHAEL PITTS**, and **MILLICENT FEW** to discuss his investigative conclusions. At this meeting, **MICHAEL PITTS** withheld his knowledge of the complaints he received from Stacey Johnson and Tameka Grant that **CHRISTOPHER WALLER** had pressured teachers to cheat on the Spring 2006 CRCT.

13.

On or between the 10<sup>th</sup> day of May, 2006 and the 30<sup>th</sup> day of June, 2006, **BEVERLY HALL** received Reginal Dukes' final investigative conclusions that employees at Parks Middle School cheated on the Eighth Grade Writing Assessment by preparing students with a nearly identical writing prompt prior to the administration of the test. The writing prompt is the topic statement that students are required to write an essay-style discussion to test their writing abilities. Mr. Dukes also advised that there was reason for concern about the accuracy of student attendance and grades at Parks Middle School; that further investigation was needed into **CHRISTOPHER WALLER's** questionable managerial practices; and that the security of the Spring 2006 CRCT may have been compromised. **BEVERLY HALL** had a statutory duty to report testing violations to the GaDOE pursuant to O.C.G.A. § 20-2-109, but she did not make the required report. **BEVERLY HALL** took no action against **CHRISTOPHER WALLER** after receiving the final report.

14.

On or between the 10<sup>th</sup> day of May, 2006 and the 30<sup>th</sup> day of May, 2006, **BEVERLY HALL** received the Spring 2006 CRCT results for APS, which included the results for Parks Middle School. The results showed large score gains for Parks Middle School compared to the school's performance the previous year. As a result of the Spring 2006 CRCT results, Parks Middle School achieved both AYP and its APS targets for the first time. Despite **BEVERLY HALL's** knowledge of Dukes' report concerning cheating at Parks Middle School, **BEVERLY HALL** did not report this information to the GaDOE.

15.

On or about the 10<sup>th</sup> day of May, 2006 and the 20<sup>th</sup> day of December, 2006, after observing the Spring 2006 CRCT results showing large score increases at Parks Middle School, and despite her knowledge of Reginal Dukes' investigative conclusions and previous complaints that **CHRISTOPHER WALLER** had pressured teachers to cheat, **BEVERLY HALL** approved monetary bonuses for **CHRISTOPHER WALLER** and the Parks Middle School employees.

16.

On or about the 4<sup>th</sup> day of August, 2006, Tameka Grant was transferred out of Parks Middle School by **MICHAEL PITTS**. This action was taken after Tameka Grant complained directly to **MICHAEL PITTS** earlier that year that **CHRISTOPHER WALLER** was pressuring teachers to cheat on the Spring 2006 CRCT.

17.

On or between the 20<sup>th</sup> day of September, 2006, **BEVERLY HALL** met with Justina Collins, a Cascade Elementary School parent who raised concerns about the improbability of her daughter's high CRCT scores relative to her actual academic performance. Following that meeting, on or about the 15<sup>th</sup> day of November, 2006, **BEVERLY HALL** sent Ms. Collins a letter stating that no testing violations occurred with respect to her daughter's CRCT administration.

18.

On or between the 1<sup>st</sup> day of April, 2007 and the 30<sup>th</sup> day of August, 2007, **BEVERLY HALL** met with a representative of the Annie E. Casey Foundation regarding the Foundation's interest in helping retain **CHRISTOPHER WALLER** as Principal of Parks Middle School. Despite **BEVERLY HALL**'s knowledge of Reginal Dukes' investigative conclusions and previous complaints that **CHRISTOPHER WALLER** pressured teachers to cheat, **BEVERLY HALL** encouraged the Annie E. Casey Foundation to pay **CHRISTOPHER WALLER** additional money for the purpose of keeping him employed at APS, without informing the Foundation of the cheating complaints at the school.

19.

On or about the 14<sup>th</sup> day of August, 2007, **BEVERLY HALL** was interviewed by the Annie E. Casey Foundation about the dramatic turnaround at Parks Middle School. Despite **BEVERLY HALL**'s knowledge of Reginal Dukes' investigative conclusions and previous complaints, including the complaints that **CHRISTOPHER WALLER** pressured teachers to cheat on the Spring 2006 CRCT, **BEVERLY HALL** withheld this information and instead praised **CHRISTOPHER WALLER** for his leadership at Parks Middle School.

20.

On or about the 24<sup>th</sup> day of October, 2007, **MICHAEL PITTS** submitted a letter of recommendation on behalf of **CHRISTOPHER WALLER** for the Atlanta Families Award which included a payment of \$7500. **MICHAEL PITTS** touted **CHRISTOPHER WALLER**'s "dynamic work ethic" and "noteworthy accomplishments throughout his lucrative career within the Atlanta Public School System," even though **MICHAEL PITTS** had knowledge of **CHRISTOPHER WALLER**'s sexual harassment complaints and complaints that he pressured teachers to cheat on the Spring 2006 CRCT.

21.

On or about the 31<sup>st</sup> day of January, 2008, the State of Georgia Superintendent of Schools Office forwarded an anonymous letter to **BEVERLY HALL** stating that cheating had occurred on the CRCT at Coan Middle School for the last three years. **BEVERLY HALL** did not complete an investigation into this allegation.

22.

On or between the 31<sup>st</sup> day of January, 2008 and the 31<sup>st</sup> day of December, 2008, Imogene Redwine, a special education teacher at Brown Middle School, initiated a grievance about being placed on a PDP for her students' low test scores. During the grievance process, Ms. Redwine submitted a cheating complaint to OIR and notified SRT-1 Executive Director **SHARON DAVIS-WILLIAMS** that she was being harassed and retaliated against by the principal. **SHARON DAVIS-WILLIAMS** denied the grievance and Ms. Redwine was notified that her complaints of cheating and retaliation were unfounded.

23.

On or between the 21<sup>st</sup> day of April, 2008 and the 15<sup>th</sup> day of July, 2008, Keylina Clark, a parent at Blalock Elementary School, reported to SRT-4 Executive Director, **TAMARA COTMAN** that her child's teacher gave students the answers during the Spring 2008 CRCT at Blalock Elementary School. Despite **TAMARA COTMAN**'s promise that she would investigate the matter, Ms. Clark never received any further communication regarding her concerns. **TAMARA COTMAN** did not report the complaint to APS for investigation.

24.

On or about the 15<sup>th</sup> day of July, 2008, Keylina Clark contacted OIR and filed a cheating complaint after receiving no response from **TAMARA COTMAN** regarding her complaint that her child's teacher gave students answers during the Spring 2008 CRCT at Blalock Elementary School. On or about the 12<sup>th</sup> day of September, 2008, **BEVERLY HALL** issued a letter to Ms. Clark informing her that there was no reasonable basis to conclude that a violation occurred.

25.

On or between the 1<sup>st</sup> day of February, 2009 and the 21<sup>st</sup> day of April, 2009, **WILLIE DAVENPORT**, Principal of D.H. Stanton Elementary School, withdrew students prior to the Spring 2009 CRCT administration because she believed the students would not perform well on the test and would negatively affect the school's AYP and targets.

26.

On or about the 14<sup>th</sup> day of April, 2009 Kathleen Mathers, the Director for GOSA, spoke with **BEVERLY HALL** regarding GOSA's concerns about testing improprieties during the Summer 2008 CRCT Retest at Deerwood Academy. Ms. Mathers strongly urged **BEVERLY HALL** to increase the testing security for the Spring 2009 CRCT administration at Deerwood Academy. **BEVERLY HALL** indicated that she would provide the additional security, but failed to do so.

27.

On or between the 14<sup>th</sup> day of April, 2009 and the 25<sup>th</sup> day of August, 2009, **MILLICENT FEW** withheld Reginal Dukes' Parks Middle School investigative report and other responsive OIR cheating related documents from the Atlanta Journal Constitution ("AJC") in response to an Open Records Act request for "all complaints supporting documentation, findings and any and all related documents made to the Office of Internal Resolution since March 2006 concerning allegations of Employee Wrongdoing involving all types of parties in the following categories: Misrepresentation/Falsification (Testing, Grading, Applications, other instruction), Public Funds/Property and Improper Remunerative Conduct."

28.

On or between the 14<sup>th</sup> day of April, 2009 and the 25<sup>th</sup> day of August, 2009, **MILLICENT FEW** withheld OIR's complete list of complaints involving testing misconduct from the AJC in response to an Open Records Act request for "all complaints supporting documentation, findings and any and all related documents made to the Office of Internal Resolution since March 2006 concerning allegations of Employee Wrongdoing involving all types of parties in the following categories: Misrepresentation/Falsification (Testing, Grading, Applications, other instruction), Public Funds/Property and Improper Remunerative Conduct."

29.

On or about the 8<sup>th</sup> day of May, 2009, **SHARON DAVIS-WILLIAMS** issued a memorandum of understanding to Dr. Jackie Boyce regarding an incident at Herndon Elementary School where students told Dr. Boyce that their teacher had given them answers on the CRCT. **SHARON DAVIS-WILLIAMS** stated that the allegation of cheating had been investigated and was determined to be unfounded. **SHARON DAVIS-WILLIAMS** also reprimanded Dr. Boyce about the incident. Contrary to **SHARON DAVIS-WILLIAMS'** statement that the matter had been investigated, the allegation was never submitted to OIR for investigation.

30.

On or about the 9<sup>th</sup> day of June, 2009, after several unsuccessful attempts by Kathleen Mathers to meet with **BEVERLY HALL** to deliver GOSA's preliminary report concerning the Deerwood Academy Summer 2008 CRCT Retest Audit, two GOSA employees attended APS' leadership retreat, where **BEVERLY HALL** was speaking. The GOSA employees hand delivered the report to **BEVERLY HALL**, despite her attempts to avoid receiving the report.



31.

On or about the 19<sup>th</sup> day of June, 2009, APS hired an external investigator, Attorney Penn Payne, to investigate the allegations in GOSA's Deerwood Academy audit report. On or between the 23<sup>rd</sup> day of June, 2009 and the 15<sup>th</sup> day of July, 2009, **BEVERLY HALL** instructed **MILLICENT FEW** to ensure that OIR destroy drafts of Penn Payne's Deerwood Academy investigation, including Ms. Payne's initial draft, which stated that cheating may have occurred. **MILLICENT FEW** instructed Colinda Howard, the Director of OIR, to destroy the drafts. **MILLICENT FEW** ensured the documents were destroyed by watching Ms. Howard shred all drafts.

32.

On or about the 7<sup>th</sup> day of July, 2009, **BEVERLY HALL** issued a letter to Kathleen Mathers representing that APS' internal investigation was complete and found no basis to substantiate allegations that cheating took place at Deerwood Academy. **BEVERLY HALL** issued this statement although Ms. Payne's investigation was not complete and **BEVERLY HALL** had not received Ms. Payne's final report on the Deerwood Academy investigation.

33.

On or about the 4<sup>th</sup> day of August, 2009, the State of Georgia Superintendent of School's Office forwarded an anonymous letter to **BEVERLY HALL** and **MILICENT FEW** which stated that "retaliation runs rampant within APS" against educators who speak out about cheating. The letter appealed for an investigation into cheating be conducted in APS schools. **BEVERLY HALL** and **MILICENT FEW** did not complete an investigation into this allegation.

34.

On or about the 13<sup>th</sup> day of November 2009, **BEVERLY HALL** announced that two experts were being hired to investigate claims of possible cheating raised by an October, 2009 Atlanta Journal Constitution ("AJC") article regarding APS schools that had "highly improbable" test score gains. Doug Reeves, an instructional consultant, was asked to make a "brief inquiry" into the instructional practices in the schools and give an opinion as to whether those practices could have contributed to the score increases. Andrew Porter, a statistician, was asked to determine the "accuracy and validity of the AJC's findings and identify alternative explanations for what [was] found." **BEVERLY HALL** promised that upon completion, both reports would be made public.

35.

On or about the 27<sup>th</sup> day of April, 2010, **MICHAEL PITTS** was interviewed by KPMG representatives, Aneil Sharma and Chris Roane in connection with the Blue Ribbon Commission's ("BRC") investigation into cheating on the 2009 CRCT. Despite his knowledge about the previous complaints he received from both Stacey Johnson and Tameka Grant, and his knowledge of Reginal Dukes' investigative conclusions from 2006, when **MICHAEL PITTS** was asked about his knowledge of cheating on the CRCT, he withheld this information.

36.

On or about the 18<sup>th</sup> day of May, 2010, Andrew Porter emailed his final report to **BEVERLY HALL**. Mr. Porter's report concluded that while the test results did not prove that cheating occurred, "they do point to student achievement gains and losses that are highly unusual and for which cheating could be one explanation." **BEVERLY HALL** did not communicate further with Mr. Porter regarding his report and failed to make the report public as promised.

37.

On or between the 19<sup>th</sup> day of July, 2010 and the 22<sup>nd</sup> day of July, 2010, APS received an Open Records Act request from the AJC for "[t]he report completed by Andrew Porter, dean of the University of Pennsylvania Graduate School of Education, concerning CRCT results." APS denied having a copy of the report because **BEVERLY HALL** claimed to have deleted the report from her computer.

38.

On or between the 1<sup>st</sup> day of August, 2010 and the 30<sup>th</sup> day of August, 2010, **MICHAEL PITTS** attended a staff meeting at Parks Middle School and told Parks' employees, including Kelli Smith, Dorothea Wilson, and others, that by admitting knowledge of cheating to GBI agents and the Governor's Special Investigators they would only get themselves in trouble.

39.

On or between February, 2005 and August, 2010, **CHRISTOPHER WALLER** engaged in conduct intended to pressure, intimidate and coerce teachers to cheat and conceal cheating at Parks Middle School each year on the CRCT. This conduct included threats, retaliation, and sexual harassment.

40.

On or between the 1<sup>st</sup> day of January, 2005 and the 31<sup>st</sup> day of December, 2010, **BEVERLY HALL** publicly misrepresented the academic performance of schools throughout APS, including but not limited to Parks Middle School.

41.

On or about the 1<sup>st</sup> day of September, 2010 and the 1<sup>st</sup> day of June, 2011, **MILLICENT FEW** received a subpoena to produce all cheating complaints to the Governor's Special Investigators. Contrary to the subpoena, **MILLICENT FEW** withheld Reginal Dukes' Parks Middle School investigative report and other responsive OIR cheating related documents.

42.

On or about the 24<sup>th</sup> day of May, 2011, after receiving a second subpoena from the Governor's Special Investigators specifically requesting the Reginal Dukes' investigative file, **MILLICENT FEW** ordered Nicole Lawson, an OIR employee, to compose a memorandum to close the 2006 Parks Middle School investigation file. **MILLICENT FEW** then edited the note to state that Reginal Dukes' finding that Parks Middle School cheated on the Georgia Eighth Grade Writing Assessment was unfounded.

43.

On or between the 26<sup>th</sup> day of April, 2004 and the 28<sup>th</sup> day of June, 2010, **BEVERLY HALL** reviewed numerous CRCT cheating investigations concerning schools throughout APS. **BEVERLY HALL** approved findings that unsubstantiated cheating in most of those investigations.

44.

On or between the 21<sup>st</sup> day of April, 2009 and the 30<sup>th</sup> day of April, 2009, during the 2009 CRCT administration, the culture at APS created by **BEVERLY HALL** was such that cheating occurred at many schools in APS, including but not limited to: Beecher Hills Elementary School, Bethune Elementary School, Coan Middle School, Woodson Elementary School, F.L. Stanton Elementary School, Fain Elementary School, Grove Park Elementary School, Hutchinson Elementary School, Jackson Elementary School, M. A. Jones Elementary School, Parkside Elementary School, Thomasville Heights Elementary School, Toomer Elementary School, and Finch Elementary School. APS employees at these schools admitted to cheating but have not been charged due to their confessions, cooperation, and truthful testimony.

**COUNT 2: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **BEVERLY HALL**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **2<sup>nd</sup> day of October, 2009**, did knowingly and willfully make and use a false document and writing, by completing and submitting a Superintendent's Test Certification to the GaDOE, knowing the same to contain false statements, to wit: that "[APS] adhered to all written regulations and procedures relating to testing and test administration, including the distribution and collection of test materials, test security, use of test results and department testing dates and the reporting of irregularities established in the Student Assessment Handbook, System and School Test Coordinator Manuals"; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 3: THEFT BY TAKING, O.C.G.A. § 16-8-2**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **BEVERLY HALL** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for the said accused in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while employees of a government institution in breach of their duties as government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue her a monetary bonus based on 2009 CRCT results for schools in APS which she knew were false; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 4: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **TAMARA COTMAN** with the offense of **INFLUENCING WITNESSES**, in violation of O.C.G.A. 16-10-93, for the said accused, in the County of Fulton and State of Georgia, on or about the **17<sup>th</sup> day of November, 2010**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly intimidate Jimmie Hawkins, and other principals under her supervision, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 5: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **MICHAEL PITTS** with the offense of **INFLUENCING WITNESSES**, in violation of O.C.G.A. 16-10-93, for the said accused, in the County of Fulton and State of Georgia, on or between the **1<sup>st</sup> day of August, 2010**, and the **31<sup>st</sup> day of August, 2010**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly intimidate Dorothea Wilson, and other staff at Parks Middle School, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 6: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHARON DAVIS-WILLIAMS**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or between the **19<sup>th</sup> day of April, 2009** and the **8<sup>th</sup> day of May, 2009**, the exact dates being unknown to the Grand Jurors at this time, did knowingly and willfully conceal and cover up the material fact that during the 2009 CRCT at Perkerson Elementary School a proctor was told by students that their teacher gave them correct answers, in violation of the testing rules and regulations set forth by the GaDOE, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 7: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHARON DAVIS-WILLIAMS**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or between the **19<sup>th</sup> day of April, 2009** and the **8<sup>th</sup> day of May, 2009**, the exact dates being unknown to the Grand Jurors at this time, did knowingly and willfully make a false document, to wit: a standardized test feedback form, by causing a test monitor to omit his written observation that during the 2009 CRCT at Herndon Elementary School said monitor witnessed a teacher pointing out correct answers to students causing said students to change their answers from wrong to right, in violation of the testing rules and regulations set forth by the GaDOE, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 8: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHARON DAVIS-WILLIAMS**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the 3<sup>rd</sup> day of May, 2011, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That she did not receive a testing irregularity report from Jackie Boyce;
- b. That she has not asked anybody to change information or misrepresent information; and
- d. That she reported the allegation that a teacher gave students the answers on the CRCT to the Research, Planning, and Accountability ("RPA") office;

contrary to the laws of said State, the good order, peace and dignity thereof;

**PARKS MIDDLE SCHOOL**

**COUNT 9: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CHRISTOPHER WALLER, GREGORY REID, SANDRA WARD, STARLETTE MITCHELL** and **KIMBERLY ODEN** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the 21<sup>st</sup> day of April, 2009 and the 30<sup>th</sup> day of April, 2009, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Parks Middle School, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 10: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CHRISTOPHER WALLER** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **30<sup>th</sup> day of April, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Parks Middle School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 11: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CHRISTOPHER WALLER** and **SANDRA WARD** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **28<sup>th</sup> day of April, 2010**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Parks Middle School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 12: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SANDRA WARD**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 13: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **STARLETTE MITCHELL**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of October, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 14: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **STARLETTE MITCHELL**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **15<sup>th</sup> day of December, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she only participated in erasing and changing answers on students' CRCT answer sheets in 2009; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;



**COUNT 15: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **GREGORY REID** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **20<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that he did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 16: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CHRISTOPHER WALLER**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of April, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That he was not aware of any improprieties whatsoever with respect to how CRCT testing was conducted at Parks Middle School;
- b. That he was not aware of any adult changing answers on students' CRCT answer sheets;
- c. That he did not have any knowledge of teachers at Parks Middle School keeping tests later than they should have;

contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 17: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **GREGORY REID**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of April, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That he was not aware teachers were cheating on the CRCT at Parks Middle School;
- b. That he did not suggest or direct teachers to cheat;
- c. That he did not have any knowledge of teachers at Parks Middle School keeping tests later than they should have;

contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 18: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **BEVERLY HALL**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of May, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit:

- a. That she never received complaints about Parks Middle School or **CHRISTOPHER WALLER** after he became principal;
- b. That she never met with Reginal Dukes in connection with his investigation into complaints about **CHRISTOPHER WALLER** at Parks Middle School;

contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 19: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **MILLICENT FEW**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **1<sup>st</sup> day of June, 2011**, having been administered a lawful oath or affirmation, did knowingly and willfully make false statements to the Governor's Special Investigators, to wit to wit:

- a. That she never ordered the destruction of early drafts of the Deerwood investigation completed by outside investigator Penn Payne;
- b. That she did not meet with Reginal Dukes in connection with his investigation into complaints about **CHRISTOPHER WALLER** at Parks Middle School;

contrary to the laws of said State, the good order, peace and dignity thereof;

**GIDEONS ELEMENTARY SCHOOL**

**COUNT 20: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **ARMSTEAD SALTERS** and **SHERIDAN ROGERS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Gideons Elementary School in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 21: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **ARMSTEAD SALTERS** and **SHERIDAN ROGERS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **4<sup>th</sup> day of May, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Gideons Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 22: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHERIDAN ROGERS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **21<sup>st</sup> day of October, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit:

- a. That she did not return CRCT booklets to teachers so they could change answers;
- b. That she did not instruct teachers to change answers on CRCT answer sheets; and
- c. That she was not present while other teachers changed students' answers on the CRCT answer sheets;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 23: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **ARMSTEAD SALTERS** with the offense of **INFLUENCING WITNESSES**, in violation of O.C.G.A. 16-10-93, for the said accused, in the County of Fulton and State of Georgia, on or between the **30<sup>th</sup> day of June, 2010** and the **17<sup>th</sup> day of November, 2010**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly intimidate Oliver Banks, Jr., and other Gideons Elementary School employees, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS; contrary to the laws of said State, the good order, peace and dignity thereof;

**DOBBS ELEMENTARY SCHOOL**

**COUNT 24: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DANA EVANS, ANGELA WILLIAMSON, DERRICK BROADWATER** and **SHAYLA SMITH** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by giving students correct answers to the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Dobbs Elementary School, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 25: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DANA EVANS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **30<sup>th</sup> day of April, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Dobbs Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 26: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DERRICK BROADWATER** and **SHAYLA SMITH** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **20<sup>th</sup> day of April, 2010** and the **30<sup>th</sup> day of April, 2010**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by giving students correct answers to the 2010 CRCT, thereby causing them to falsify their 2010 CRCT answers sheets at Dobbs Elementary School, in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 27: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DESSA CURB** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Dobbs Elementary School in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 28: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DANA EVANS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **29<sup>th</sup> day of April, 2010**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Dobbs Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 29: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DERRICK BROADWATER** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **8<sup>th</sup> day of February, 2011**, did knowingly and willfully make false statements to a GBI agent, to wit: that he did not participate in, assist with or have knowledge of anyone giving students answers during the CRCT; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 30: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DESSA CURB** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **21<sup>st</sup> day of February, 2011**, did knowingly and willfully make false statements to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers during the CRCT; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 31: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DANA EVANS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of February, 2011**, did knowingly and willfully make false statements to a GBI agent, to wit:

- a. That she did not hear anything about cheating at Dobbs Elementary School;
- b. That she did not allow teachers to cheat at Dobbs Elementary School;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;



**COUNT 32: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **ANGELA WILLIAMSON** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **1<sup>st</sup> day of March, 2011**, did knowingly and willfully make false statements to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers during the CRCT; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 33: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **ANGELA WILLIAMSON**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **9<sup>th</sup> day of June, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear that she did not give students answers to the CRCT at Dobbs Elementary School; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 34: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DERRICK BROADWATER**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **25<sup>th</sup> day of April, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear:

- a. That he did not cheat on the CRCT at Dobbs Elementary School;
  - b. That he did not give students answers on the CRCT;
  - c. That he did not encourage students to erase and change their answers on the CRCT;
- contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 35: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHAYLA SMITH**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of August, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear that she never gave any students answers on any CRCT; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 36: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **ANGELA WILLIAMSON**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **1<sup>st</sup> day of December, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear:

- a. That she did not prompt or give students correct answers to the CRCT at Dobbs Elementary School;
- b. That she did not cheat at any point on the 2009 CRCT at Dobbs Elementary School;

contrary to the laws of said State, the good order, peace and dignity thereof;

**DUNBAR ELEMENTARY SCHOOL**

**COUNT 37: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LERA MIDDLEBROOKS, SHANI ROBINSON, PAMELA CLEVELAND** and **DIANE BUCKNER WEBB**, with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Dunbar Elementary School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the Georgia Department of Education and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 38: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **GLORIA IVEY** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by giving students correct answers to the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Dunbar Elementary School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 39: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LERA MIDDLEBROOKS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **4<sup>th</sup> day of May, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Dunbar Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence;
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 40: INFLUENCING WITNESSES, O.C.G.A. § 16-10-93**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LERA MIDDLEBROOKS** with the offense of **INFLUENCING WITNESSES**, in violation of O.C.G.A. 16-10-93, for the said accused, in the County of Fulton and State of Georgia, on or about the **11<sup>th</sup> day of April, 2011**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly intimidate Rose Neal, with the intent to hinder or delay the communication of information related to the commission of a criminal offense to GBI and other law enforcement officers investigating cheating in APS; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 41: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **GLORIA IVEY** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers to the CRCT; in a matter within the jurisdiction of APS, being a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 42: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DIANE WEBB BUCKNER** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of October, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE, GOSA, and the GBI, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 43: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **PAMELA CLEVELAND** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **19<sup>th</sup> day of October, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone erasing or changing answers on students' CRCT answer sheets; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**HUMPHRIES ELEMENTARY SCHOOL**

**COUNT 44: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LISA TERRY, INGRID ABELLA-SLY** and **WENDY AHMED** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by giving students correct answers to the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Humphries Elementary School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE, and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 45: THEFT BY TAKING, O.C.G.A. § 16-8-2**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LISA TERRY, INGRID ABELLA-SLY** and **WENDY AHMED** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for the said accused in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while employees of a government institution in breach of their duties as government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a bonus check based on falsified test results on the 2009 CRCT for Humphries Elementary School; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 46: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **INGRID ABELLA-SLY** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers to the CRCT; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 47: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **WENDY AHMED** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **27<sup>th</sup> day of October, 2010**, did knowingly and willfully make a false statement to a GBI agent, to wit: that she did not participate in, assist with or have knowledge of anyone giving students answers to the CRCT; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**KENNEDY MIDDLE SCHOOL**

**COUNT 48: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LUCIOUS BROWN, CAROL DENNIS and TAMEKA GOODSON** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Kennedy Middle School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 49: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **LUCIOUS BROWN** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **30<sup>th</sup> day of April, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Kennedy Middle School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**DEERWOOD ACADEMY**

**COUNT 50: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **TABEEKA JORDAN** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by erasing and changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Deerwood Academy; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 51: THEFT BY TAKING, O.C.G.A. § 16-8-2**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **TABEEKA JORDAN** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for the said accused in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while an employees of a government institution in breach of her duties as government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property by causing APS to issue the accused a bonus check based on falsified test results on the 2009 CRCT for Deerwood Academy; contrary to the laws of said State, the good order, peace and dignity thereof;

**VENETIAN HILLS ELEMENTARY SCHOOL**

**COUNT 52: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CLARIETTA DAVIS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by erasing and changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Venetian Hills Elementary School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia; the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;



**COUNT 53: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CLARIETTA DAVIS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **30<sup>th</sup> day of April, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Venetian Hills Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 54: THEFT BY TAKING, O.C.G.A. § 16-8-2**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **CLARIETTA DAVIS** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for the said accused in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while an employee of a government institution in breach of her duties as a government employee, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property by causing APS to issue the accused a bonus check based on falsified test results on the 2009 CRCT for Venetian Hills Elementary School, contrary to the laws of said State, the good order, peace and dignity thereof;

USHER/COLLIER HEIGHTS ELEMENTARY SCHOOL

**COUNT 55: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DONALD BULLOCK** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by erasing and changing students' answers from wrong to right on the 2009 CRCT answer sheets for students at Usher/Collier Heights Elementary School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE, and GOSA, departments or agencies of state government, contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 56: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DONALD BULLOCK** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or between the **28<sup>th</sup> day of April, 2009** and the **4<sup>th</sup> day of May, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Usher/Collier Heights Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 57: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DONALD BULLOCK** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **26<sup>th</sup> day of October, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit:

- a. That he did not assist with anyone with getting tests to change answers on students' CRCT answer sheets;
- b. That he was not aware of any teachers erasing anything on students' CRCT tests in 2009;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 58: FALSE SWEARING, O.C.G.A. § 16-10-71**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **DONALD BULLOCK**, with the offense of **FALSE SWEARING**, in violation of O.C.G.A. § 16-10-71, for the said accused, in the County of Fulton and State of Georgia, on or about the **23<sup>rd</sup> day of April, 2012**, having been administered a lawful oath by a hearing officer authorized to conduct Fair Dismissal Act hearings pursuant to O.C.G.A. § 20-4-940, did knowingly, willfully, and falsely swear that he followed the testing guidelines and did not allow teachers improper access to testing materials; contrary to the laws of said State, the good order, peace and dignity thereof;

**BENTEN ELEMENTARY SCHOOL**

**COUNT 59: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHEILA EVANS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, during the CRCT testing period, on or between the **21<sup>st</sup> day of April, 2009** and the **30<sup>th</sup> day of April, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by giving students correct answers to the 2009 CRCT, thereby causing them to falsify their 2009 CRCT answers sheets at Benteen Elementary School; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE, and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 60: THEFT BY TAKING, O.C.G.A. § 16-8-2**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse, **THERESIA COPELAND** and **SHEILA EVANS** with the offense of **THEFT BY TAKING**, in violation of O.C.G.A. § 16-8-2, for the said accused in the County of Fulton and State of Georgia, on or about the **18<sup>th</sup> day of December, 2009**, and while employees of a government institution in breach of their duties as government employees, did unlawfully take U.S. currency, the property of APS, with the intention of depriving said owner of said property, by causing APS to issue each of the accused a bonus check based on falsified test results on the 2009 CRCT for Benteen Elementary School; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 61: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **THERESIA COPELAND** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **30<sup>th</sup> day of April, 2009**, after said accused committed a testing violation by obtaining and using an actual copy of the 2009 CRCT to prepare students prior to the test administration, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for Benteen Elementary School to APS, to wit:

- (1) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (2) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 62: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **THERESIA COPELAND** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **10<sup>th</sup> day of November, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit:

- d. That she knew nothing about anyone cheating on the test;
- e. That she followed testing protocol and tests were put back in the vault after the materials were returned from teachers;
- f. That she was not involved in cheating at Benteen Elementary School;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 63: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **SHEILA EVANS** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **10<sup>th</sup> day of November, 2010**, did knowingly and willfully make false statements to a GBI agent, to wit:

- g. That she did not give students answers to the CRCT;
- h. That she did not answer questions to the CRCT for students;
- i. That she did not participate in any cheating at Benteen Elementary School;

in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**D.H. STANTON ELEMENTARY SCHOOL**

**COUNT 64: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **WILLIE DAVENPORT** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or between the **30<sup>th</sup> day of April, 2009** and the **30<sup>th</sup> day of May, 2009**, the exact date(s) being unknown to the Grand Jurors at this time, did knowingly and willfully make and use false documents and writings, knowing the same to contain false entries, by submitting to APS attendance records for students at D.H. Stanton Elementary School reflecting students as present when they were absent from school; in a matter within the jurisdiction of APS, a political subdivision of the State of Georgia, the GaDOE, and GOSA, departments or agencies of state government; contrary to the laws of said State, the good order, peace and dignity thereof;

**COUNT 65: FALSE STATEMENTS AND WRITINGS, O.C.G.A. § 16-10-20**

and the GRAND JURORS aforesaid, in the name and on behalf of the citizens of the State of Georgia, do charge and accuse **WILLIE DAVENPORT** and **FRANCIS MACK** with the offense of **FALSE STATEMENTS AND WRITINGS**, in violation of O.C.G.A. § 16-10-20, for the said accused, in the County of Fulton and State of Georgia, on or about the **1<sup>st</sup> day of May, 2009**, did knowingly and willfully make and use a false document and writing, knowing the same to contain false statements, by completing, signing, and submitting a CRCT School Certification Form for D.H. Stanton Elementary School to APS stating that:

- (1) All test materials were stored in a locked central location prior to, during, and after the test administration each day;
- (2) The written plans for testing were followed, including all directives in the *Examiner's Manual*, the *Testing Coordinator's Manual*, and system correspondence; and
- (3) There was ethical behavior on the part of all staff and all students involved in the test administration; any suspected testing irregularity/circumstance has been reported to the system coordinator;

contrary to the laws of said State, the good order, peace and dignity thereof.

**PAUL L. HOWARD, JR., District Attorney**



**FOR IMMEDIATE RELEASE**

**Friday, March 29, 2013**

## **GRAND JURY INDICTS 35 IN CONNECTION WITH ATLANTA PUBLIC SCHOOLS CHEATING SCANDAL**

### **Former Superintendent Beverly Hall Accused of Leading ‘Conspiracy’**

**Atlanta-** A Fulton County Grand Jury has returned indictments against former APS Superintendent Dr. Beverly Hall and 34-subordinates in connection with a test cheating scandal. Each of the defendants is charged with Georgia RICO (Racketeer Influenced and Corrupt Organizations) conspiracy. The 65-count indictment also includes charges of False Statements and Writings, False Swearing, Theft by Taking and Influencing Witnesses in connection with the alleged conspiracy to alter Criterion Referenced Competency Tests (CRCT) scores.

The District Attorney’s 21-month criminal investigation follows a 2011 probe initiated by the Governor’s Office into testing irregularities and cheating allegations on 2008-2009 CRCT exams in dozens of Atlanta Public Elementary Schools. The District Attorney’s Office created a special unit of prosecutors and investigators to explore potential criminal activity connected with the allegations. The investigation included a review of testing activity associated with at least 50 APS schools as well as hundreds of interviews with school administrators, staff, parents and students.

Prosecutors allege the 35 named defendants conspired to either cheat, conceal cheating or retaliate against whistleblowers in an effort to bolster CRCT scores for the benefit of financial rewards associated with high test scores. The alleged activity dates back to as early as 2005. In addition to Dr. Beverly Hall, the indicted defendants include four high-level executive administrators, six principals, two assistant principals, six testing coordinators, 14 teachers, a school improvement specialist and a school secretary.

Grand Jury warrants have been issued for the arrest of each defendant. The case will now be assigned to a Fulton County Superior Court Judge and scheduled for trial.

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## **Defendants**

Dr. Beverly Hall – **Superintendent**

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Statements and Writings**

**False Swearing**

**Theft by Taking**

Millicent Few, Esq.– **Human Resources (Executive Staff)**

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Swearing**

### **School Resource Team Executive Directors: 3**

1. Dr. Sharon Davis-Williams (SRT-1)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Statements (2 counts)**

**False Swearing**

2. Mr. Michael Pitts (SRT-2)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**Influencing Witnesses**

3. Ms. Tamara Cotman (SRT-4)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**Influencing Witnesses**

### **Principals: 6**

1. Mr. Christopher Waller (Parks Middle School)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Statements and Writings (3 counts)**

**False Swearing**

2. Dr. Luscious Brown (Kennedy Middle School)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Statements and Writings (2 counts)**

3. Ms. Dana Evans (Dobbs Elementary)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Statements and Writings (4 counts)**

4. Ms. Clarietta Davis (Venetian Elementary)

**Violation of Racketeer Influenced and Corrupt Organizations Act**

**False Statements and Writings (2 counts)**

**Theft by Taking**



5. Mr. Armstead Salters (Gideons Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**  
**Influencing Witnesses**
6. Ms. Willie Davenport (D.H. Stanton Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**

**Assistant Principal: 2**

1. Mr. Gregory Reid (Parks Middle School)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (3 counts)**  
**False Swearing**
2. Ms. Tabeeka Jordan (Deerwood Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings**  
**Theft by Taking**

**Testing Coordinators: 6**

1. Ms. Sandra Ward (Parks Middle School)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (3 counts)**
2. Ms. Francis Mack (D.H. Stanton Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings**
3. Mr. Sheridan Rogers (Gideons Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (3 counts)**
4. Ms. Lera Middlebrooks (Dunbar Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**  
**Influencing Witnesses**
5. Mr. Donald Bullock (Usher-Collier Heights Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (3 counts)**  
**False Swearing**

6. Ms. Theresia Copeland (Benteen Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**Theft by Taking**  
**False Statements and Writings (2 counts)**

**School Improvement Specialist: 1**

1. Dr. Tameka Goodson (Kennedy Middle School)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings**

**Teachers: 13**

1. Ms. Starlette Mitchell (Parks Middle School)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (3 counts)**
2. Ms. Kimberly Oden (Parks Middle School)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings**
3. Ms. Shayla Smith (Dobbs Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**  
**False Swearing**
4. Ms. Angela Williamson (Dobbs Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**  
**False Swearing (2 counts)**
5. Ms. Dessa Curb (Dobbs Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**
6. Mr. Derrick Broadwater (Dobbs Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (3 counts)**  
**False Swearing**
7. Ms. Pamela Cleveland (Dunbar Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act**  
**False Statements and Writings (2 counts)**

8. Ms. Shani Robinson (Dunbar Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings**
9. Ms. Diane Buckner-Webb (Dunbar Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings (2 counts)**
10. Ms. Gloria Ivey ( Dunbar Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings (2 counts)**
11. Ms. Lisa Terry (Humphries Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings  
Theft by Taking**
12. Ms. Ingrid Abella-Sly (Humphries Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings (2 counts)  
Theft by Taking**
13. Ms. Wendy Ahmed (Humphries Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings (2 counts)  
Theft by Taking**
14. Ms. Sheila Evans (Benteen Elementary)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings (2 counts)  
Theft by Taking**

**Secretary: 1**

Ms. Carol Dennis (Kennedy Middle School)  
**Violation of Racketeer Influenced and Corrupt Organizations Act  
False Statements and Writings**

## **Charges and Sentence Ranges**

**Violation of Racketeer Influenced and Corrupt Organizations Act** O.C.G.A. 16-14-4 (C)  
5-20 years

**False Statements and Writings** O.C.G.A. 16-10-20  
1-5 years

**False Swearing** O.C.G.A. 16-10-71  
1-5 years

**Theft by Taking** O.C.G.A. 16-8-2  
1-15 years

**Influencing Witnesses** O.C.G.A. 16-10-93  
1-5 years